

Sixth Appellate District

San Jose, California

MONDAY, FEBRUARY 23, 1998

H015663 PEOPLE v. SHOOK

The judgment is affirmed. (not published)  
(Premo, Acting P.J.; We concur: Elia, J., Wunderlich, J.)  
Filed February 23, 1998

H016738 PEOPLE v. GLASPER

The judgment is affirmed. The motion to withdraw as counsel  
is denied. (not published)  
(Mihara, J.; We concur: Cottle, P.J., Bamattre-Manoukian, J.)  
Filed February 23, 1998

H017112 PEOPLE v. RIVERA

The judgment is affirmed. (not published)  
(Cottle, P.J.; We concur: Bamattre-Manoukian, J., Mihara, J.)  
Filed February 23, 1998

H017142 PEOPLE v. REACH

The judgment is affirmed. (not published)  
(Cottle, P.J.; We concur: Bamattre-Manoukian, J., Mihara, J.)  
Filed February 23, 1998

H016824 PEOPLE v. GOODWIN

The judgment is affirmed. (not published)  
(Cottle, P.J.; We concur: Bamattre-Manoukian, J., Mihara, J.)  
Filed February 23, 1998

H015774 PRESLEY, A MINOR, etc., et al. v. KAISER PERMANENTE  
HOSPITALS

By the Court\*:

Appellants' petition for rehearing is denied.  
Dated February 23, 1998 Premo, Acting P.J.  
\*Before Premo, Acting P.J., Elia, J., and Wunderlich, J.

TUESDAY, FEBRUARY 24, 1998

H016121 PEOPLE v. AMOS

The judgment is affirmed. (not published)  
(Premo, Acting P.J.; We concur: Elia, J., Wunderlich, J.)  
Filed February 24, 1998

H015298 SANTESSON v. SOCRATES

The judgment is affirmed. (not published)  
(Premo, Acting P.J.; We concur: Elia, J., Wunderlich, J.)  
Filed February 24, 1998

Sixth Appellate District

San Jose, California

Tuesday, February 24, 1998 (continued)

H017745 KATHERINE A. v. SUPERIOR COURT; MONTEREY COUNTY  
DEPARTMENT OF SOCIAL SERVICES

The petition for writ of mandate is denied. The decision shall become final immediately as to this court. (Cal. Rules of Court, rule 24(d)). (not published)

(Wunderlich, J.; We concur: Premo, Acting P.J., Elia, J.)  
Filed February 24, 1998

WEDNESDAY, FEBRUARY 25, 1998

H017712 ELAINE G. v. SUPERIOR COURT; SANTA CLARA COUNTY  
DEPARTMENT OF FAMILY AND CHILDREN'S SERVICES, et al.

The judgment is affirmed. (not published)  
(Elia, J.; We concur: Premo, Acting P.J., Wunderlich, J.)  
Filed February 25, 1998

H016809 PEOPLE v. ESCAMILLA

The judgment is reversed and the case is remanded. (not published)

(Wunderlich, J.; We concur: Premo, Acting P.J., Elia, J.)  
Filed February 25, 1998

H016826 PEOPLE v. MEZA

The judgment is affirmed. Counsel's "Motion to Withdraw as Counsel" is dismissed for lack of supporting declaration. (not published)

(Premo, Acting P.J.; We concur: Elia, J., Wunderlich, J.)  
Filed February 25, 1998

THURSDAY, FEBRUARY 26, 1998

H016551 BROWN, et al. v. GUZEK

The judgment is reversed. (not published)  
(Elia, J.; We concur: Premo, Acting P.J., Wunderlich, J.)  
Filed February 26, 1998

H016973 PEOPLE v. AVILA

The judgment is affirmed. (not published)  
(Mihara, J.; We concur: Cottle, P.J., Bamattre-Manoukian, J.)  
Filed February 26, 1998

H016052 PEOPLE v. GOMEZ

The judgment is affirmed. (not published)  
(Mihara, J.; We concur: Cottle, P.J., Bamattre-Manoukian, J.)  
Filed February 26, 1998

Sixth Appellate District

San Jose, California

Thursday, February 26, 1998 (continued)

The Court met at the Palo Alto City Council Chambers, 250 Hamilton Street, Palo Alto, California. Present: Cottle, P.J.; Bamattre-Manoukian, J., Mihara, J.; and R. W. Norvelle, Deputy Clerk.

H016637 PEOPLE v. SPEARS

Cause called and argued by Margaret Marr appearing for appellant and by Christopher W. Grove, Deputy Attorney General, appearing for respondent. Cause ordered submitted.

H016961 PEOPLE v. EDUARDO R., A MINOR

Cause called and argued by Anthony Bole appearing for appellant and by Christopher W. Grove, Deputy Attorney General, appearing for respondent. Cause ordered submitted.

H015876 DEANZA SANTA CRUZ MOBILE ESTATES, et al. v. CITY OF SANTA CRUZ; DEANZA SANTA CRUZ HOMEOWNERS ASSOCIATION

H016191 DEANZA SANTA CRUZ MOBILE ESTATES, et al. v. CITY OF SANTA CRUZ

Cause called and argued by Lark Ritson and David Spangenberg appearing for appellants and by William Siamas appearing for respondent DeAnza Santa Cruz Homeowners Association. There is no appearance for respondent City of Santa Cruz. Cause ordered submitted.

Court recesses until the 1:30 p.m. calendar.

The Court reconvened at 1:30 p.m at the Palo Alto City Council Chambers, 250 Hamilton Street, Palo Alto, California. Present: Cottle, P.J.; Bamattre-Manoukian, J., Mihara, J.; and David T. Clark, Deputy Clerk.

H016433 PEOPLE v. O'BRIEN

Cause called and argued by J. Thomas Diepenbrock appearing for appellant and by Thomas Brady, Deputy Attorney General, appearing for respondent. Cause ordered submitted.

H016375 PEOPLE v. JONES

Cause called and argued by Victor Morse appearing for appellant and by Catherine Rivlin, Deputy Attorney General, appearing for respondent. Cause ordered submitted.

H016081 PEOPLE GARCIA

Cause called and argued by Glenn Durfee appearing for appellant and by Allan Yannow, Deputy Attorney General, appearing for respondent. Cause ordered submitted.

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Sixth Appellate District  
San Jose, California

Thursday, February 26, 1998 (continued)

H016323   PEOPLE V. AMANI

Cause called and argued by Kenneth Nordin appearing for appellant and by Thomas Brady, Deputy Attorney General, appearing for respondent. Cause ordered submitted.

H016223   PEOPLE v. MOLLER

H016643   IN RE LANE C. MOLLER ON HABEAS CORPUS

Cause called and argued by Philip Pennypacker appearing for appellant and petitioner, and by Greg Zywicke, Deputy Attorney General, appearing for respondent. Cause ordered submitted.

H015767   JACOBSON v. RUNNELLS, et al.

Cause called and argued by Francesca Bannerman appearing for appellant and by Susan Foe appearing for respondents. Cause ordered submitted.

H016348   BARTON v. ELEXSYS INTERNATIONAL, et al.

Cause called and argued by Kurt Wilson appearing for appellant and by Gregory Tenhoff appearing for respondent. Cause ordered submitted. Court is adjourned.

H015489   PEOPLE v. WHITE

The judgment is affirmed. (not published)  
(Elia, J.; We concur: Premo, Acting P.J., Wunderlich, J.)  
Filed February 26, 1998

FRIDAY, FEBRUARY 27, 1998

H016464   PEOPLE v. GONZALES

The judgment is affirmed. (not published)  
(Premo, Acting P.J.; We concur: Elia, J., Wunderlich, J.)  
Filed February 27, 1998

Sixth Appellate District

San Jose, California

Friday, February 27, 1998 (continued)

H016699 PEOPLE v. CATTEY

The court sentenced defendant and entered judgment on March 26, 1997. Since more than six months have elapsed, the trial court now lacks jurisdiction to enter an order to pay fees. (People v. Turner (1993) 15 Cal.App.4th 1690, 1695-1698; People v. Faatilig (1992) 10 Cal.App.4th 1276, 1280.) Therefore, the order directing defendant to reimburse the County \$3,500 in attorney's fees is stricken. The Clerk of the Superior Court is directed to modify the judgment accordingly. As modified, the judgment is affirmed. (not published)

(Wunderlich, J.; We concur: Premo, Acting P.J., Elia, J.)

Filed February 27, 1998

H015895 PEOPLE v. THOMAS

The concurrent term imposed for count two (possession of a firearm by a misdemeanor) in case number 187904 is stayed. The Clerk of the Superior Court is directed to modify the abstract of judgment. As modified, the judgment is affirmed. (not published)

(Wunderlich, J.; We concur: Premo, Acting P.J., Elia, J.)

Filed February 27, 1998

H015734 PEOPLE v. LANDRY

H017713 IN RE ERNEST LANDRY ON HABEAS CORPUS

The judgment is affirmed. The petition for writ of habeas corpus is denied, the denial to become effective upon the finality of our decision on defendant's appeal. (See Cal. Rules of Court, rule 24(a); cf. People v. Leever (1985) 173 Cal.App.3d 853, 881.). (not published)

(Wunderlich, J.; We concur: Premo, Acting P.J., Elia, J.)

Filed February 27, 1998

H015941 PEOPLE v. ALSPAW

By the Court\*:

Appellant's petition for rehearing is denied.

Dated February 27, 1998

Cottle, P.J.

\*Before Cottle, P.J., Bamattre-Manoukian, J., and Mihara, J.

H015776 OLGA RAMOS, as Conservator, etc. v. SAMARIPA

The judgment is reversed. The trial court is directed to enter judgment for Robert. Robert shall recover costs on appeal. (not published)

(Premo, Acting P.J.; We concur: Elia, J., Wunderlich, J.)

Filed February 27, 1998

H017442 PEOPLE v. UNDERWOOD

Sixth Appellate District

San Jose, California

The motion to withdraw as counsel for the defendant is denied. The judgment is affirmed. (not published)  
(Bamattre-Manoukian, J.; We concur: Cottle, P.J., Mihara, J.)  
Filed February 27, 1998  
Friday, February 27, 1998 (continued)

H014879 PEOPLE v. LASKO

The judgment is affirmed. (not published)  
(Bamattre-Manoukian, J.; We concur: Cottle, P.J., Premo, J.)  
Filed February 27, 1998

H015887 PEOPLE v. VANCE

The judgment is affirmed. (not published)  
(Mihara, J.; We concur: Cottle, P.J., Bamattre-Manoukian, J.)  
Filed February 27, 1998

H016817 PEOPLE v. ROBINSON

The judgment is affirmed. (not published)  
(Cottle, P.J.; We concur: Bamattre-Manoukian, J., Mihara, J.)  
Filed February 27, 1998

H015952 PEOPLE v. NEHER

By the Court\*:

Appellant's petition for rehearing is denied.  
Dated February 27, 1998 Cottle, P.J.  
\*Before Cottle, P.J., Bamattre-Manoukian, J., and Mihara J.

H015518 RUSSELL v. MCCARTHY

By the Court\*:

Appellant's petition for rehearing is denied.  
Dated February 27, 1998 Cottle P.J.  
\*Before Cottle, P.J., Bamattre-Manoukian, J., and Mihara, J.